

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**GUSTAVO CARDENAS, JUSTINO NARANJO VARGAS,  
SALVATORE NARANJO VARGAS, RUBIN NAVA,  
Individually and on behalf of other persons similarly  
Situating who were employed by AAA CARTING  
And RUBBISH REMOVAL CORP., and/or  
PASQUALE CARTALEMI and PASQUALE  
CARTALEMI, JR., ANGELO CARTALEMI, or any  
Other entities affiliated with or controlled by  
AAA CARTING And RUBBISH REMOVAL CORP.  
And PASQUALE CARTALEMI,**

**Case No.: 12-CV-7178(VB)**

**NOTICE OF MOTION**

**Plaintiffs,**

**-v-**

**AAA CARTING and RUBBISH REMOVAL  
CORP. and PASQUALE CARTALEMI and/or  
PASQUALE CARTALEMI and PASQUALE  
CARTALEMI, JR. and ANGELO CARTALEMI or any  
Other entities affiliated with or controlled by  
AAA CARTING And RUBBISH REMOVAL CORP.  
And PASQUALE CARTALEMI, PASQUALE  
CARTALEMI, JR., And ANGELO CARTALEMI,  
and JOHN DOE BONDING COMPANIES 1-20,  
and John and Jane Does,**

**Defendants.**

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**PLEASE TAKE NOTICE**, that upon the annexed declaration of Michael J. Mauro, sworn to on April 19, 2013 and all exhibits attached thereto, the undersigned will move this Court, at the United States Courthouse for the Southern District of New York, located at 300 Quarropas Street, White Plains, New York, 10601, before the Honorable Vincent L. Briccetti for an Order certifying this action as a collective action with respect to the plaintiffs' FLSA claims pursuant to Section 216(b) of the Fair Labor Standards Act of 1938, 29 U.S.C. § 216(b), with appropriate requirements as to disclosure by the Defendants of the names and last known physical addresses of the Defendants current and former sanitation driver and helper employees, and as to notice to the prospective collective action members.

**PLEASE TAKE FURTHER NOTICE**, that pursuant to Rule 6.1(b) of the Court's Local Rules, answering papers, if any, are to be served as to be received by the undersigned not later than fourteen (14) days after receipt of the moving papers.

Dated: April 19, 2013  
Lake Success, New York

Respectfully submitted,

By: /s/  
Michael J. Mauro, Esq.  
Matthew A. Brown, Esq.  
MILMAN LABUDA LAW GROUP PLLC  
Attorneys for Plaintiffs  
3000 Marcus Avenue, Suite 3W8  
Lake Success, NY 11042  
(516) 328-8899

To:  
Nicholas Caputo, Esq.  
Michael Eisenberg, Esq.  
Robinson Brog Leinwand Greene Genovese & Gluck, P.C.  
875 Third Avenue, 9<sup>th</sup> Floor  
New York, NY 1002